

REMARKS/ARGUMENTS

With respect to the Restriction Requirement, Applicants affirm the election of claims 23-38.

Upon entry of this Amendment, claims 23-31 and 52-64 will be pending of which claims 23 and 52 are independent. Claims 28-31 have been revised to address some clerical errors, claims 32-51 have been cancelled (without prejudice or disclaimer), and claims 52-63 have been added. New claim 52 is a system that corresponds to the apparatus elements in allowed claim 23, and additionally comprises a composition for use in the apparatus. The composition featured in claim 52 comprises free radical polymerizable material, which is supported by, *e.g.*, page 17, lines 17-20 of the specification as filed. New claims 53-60 correspond to claims 24-31 except that they are dependent on claim 52 instead of on claim 23. Finally, new claims 61-64 further define the composition and support for these claims can be found, *e.g.*, on page 17, lines 17-20 (claim 61); page 19, line 5 (claims 62-63); and page 17, lines 31-32 (claim 64) of the specification as filed. Consequently, no new matter has been introduced.

Reconsideration of the outstanding rejections is respectfully requested in view of the above amendments and the following remarks.

Preliminarily, Applicants acknowledge receipt with the Office Action of a copy of the initialed Form PAT-1449 dated January 13, 2003, and a copy of the initialed Form PAT-1449 dated January 15, 2003. However, copies of initialed Forms PAT-1449 dated December 10, 2001, have not yet been received. Applicants assume that all references listed thereon have been considered by the Examiner but Applicants respectfully request such copies for their records.

Claims 33 and 36-38 stand rejected under 35 U.S.C. 103(a) over Lawton (U.S. 5,014,207) in view of Hull (U.S. 4,575,330). Claims 32 and 34-35 stand rejected under 35 U.S.C. 103(a) over Lawton in view of Hull and in further view of Mellor (U.S. 2,069,322).

In this regard, Applicants note that claims 32-38 have been cancelled and that, consequently, these rejections are moot.

Claims 23-31 stand rejected under the judicially created doctrine of obviousness-type double patenting over claims 1-12 of U.S. Patent 5,626,919. In this regard, Applicants note that a Terminal Disclaimer for U.S. Patent 5,626,919 is being submitted contemporaneously herewith and withdrawal of the double patenting rejections is respectfully requested.

It is respectfully submitted that the present application is in a condition for allowance and a Notice to that effect is earnestly solicited. However, should the Examiner believe any issues remain unresolved, the Examiner is encouraged to call the undersigned attorney to expedite the prosecution of this application.

Respectfully submitted,

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